



Eric Gonzalez
District Attorney

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KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: JAMES DUKE

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS DUKE PLED GUILTY TO THE FOLLOWING NYPD DEPARTMENTAL CHARGES AND SPECIFICATIONS:

1. MOS DUKE, ASSIGNED TO THE MIDTOWN NORTH DETECTIVE SQUAD, ON OR ABOUT DECEMBER 12, 2007, WHILE ON DUTY, HAVING BECOME AWARE OF AN ALLEGATION OF CORRUPTION OF SERIOUS MISCONDUCT INVOLVING A MEMBER OF THE SERVICE, DID FAIL AND NEGLECT TO IMMEDIATELY NOTIFY THE CHIEF OF INTERNAL AFFAIRS DEPARTMENT, AND DID FAIL TO NOTIFY THE DUTY CAPTAIN SO AN IMMEDIATE INVESTIGATION COULD BE CONDUCTED
2. MOS DUKE, ASSIGNED TO THE MIDTOWN NORTH DETECTIVE SQUAD, ON OR ABOUT DECEMBER 12, 2007, WHILE ON DUTY, DID WRONGFULLY AND WITHOUT JUST CAUSE FAIL TO SUPERVISE OTHER MEMBERS OF SERVICE KNOWN TO THE DEPARTMENT, UNDER HIS SUPERVISION; TO WIT: MOS DUKE FAILED TO INSTRUCT, SUPERVISE, AND ENSURE THAT HIS SUBORDINATES KNOWN TO THE DEPARTMENT PROPERLY PERFORMED THEIR DUTIES REGARDING A MISSING PERSON'S CASE AND MATTER INVOLVING POTENTIAL SERIOUS MISCONDUCT OR CORRUPTION OF ANOTHER MEMBER OF SERVICE KNOWN TO THE DEPARTMENT

CASE STATUS: CLOSED ON 03/25/2009

PENALTY: FORFEITURE OF ALL TIME, PAY, AND BENEFITS FOR THE PERIOD WHILE UNDER SUSPENSION, TO WIT: 01/31/2008 TO 03/02/2008, FOR A TOTAL OF THIRTY-ONE (31) DAYS, FORFEITURE OF FIFTEEN (15) VACATION DAYS, FOR A TOTAL OF FORTY-SIX (46) PENALTY DAYS

Disclosure # 2:

MOS DUKE IS A NAMED DEFENDANT IN THE FOLLOWING CIVIL ACTION:

OMAR MCDONALD V. CITY OF NEW YORK, ET AL, 023860/2015 FILED IN BRONX COUNTY SUPREME COURT

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE UNAWARE OF ANY PENDING AND OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.

Eric Gonzalez
District Attorney
Kings County